

**Before the
Federal Communications Commission
Washington, D.C. 20554**

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|-------------------------------|---|----------------------|
| In the Matter of |) | |
| |) | |
| Advanced Television Systems |) | MM Docket No. 87-268 |
| and Their Impact upon the |) | |
| Existing Television Broadcast |) | |
| Service |) | |

To: The Commission

PETITION FOR PARTIAL RECONSIDERATION

WVTV Licensee, Inc., licensee of WVTV(TV), Milwaukee, Wisconsin ("WVTV"), through its attorneys, hereby petitions the Commission for partial reconsideration of the *Seventh Report and Order*, FCC 07-138, adopted in the above-captioned docket on August 1, 2007 and released on August 6, 2007 ("*Seventh Report and Order*"). In the *Seventh Report and Order*, the Commission adopted a modified post-transition digital television table ("DTV Table") of allotments and accompanying Appendix B.

The limited purpose of this Petition is to request reconsideration of the Appendix B facilities for WVTV-DT as noted in the attached Engineering Statement prepared by John E. Hidle, Jr. of Carl T. Jones Corporation ("Engineering Statement").¹ The requested modifications to the DTV Table mentioned in the Engineering Statement would allow WVTV-DT to better serve the public interest without creating impermissible

¹ See Exhibit 1. The Engineering Statement does not yet include all the parameters necessary to make the requested modifications to the DTV Table for the station. However, the station intends to submit a supplement to the instant Petition as expeditiously as possible to provide that information.

interference to any other allotments or operating stations. Consequently, WVTV urges the Commission to partially reconsider the *Seventh Report and Order* and to make the requested changes to the DTV Table.

Respectfully submitted,

WVTV Licensee, Inc.

By: /s/

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Dated: October 26, 2007

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EXHIBIT 1

CARL T. JONES
CORPORATION

**STATEMENT OF JOHN E. HIDLE, JR.
IN SUPPORT OF A
PETITION FOR PARTIAL RECONSIDERATION
OF THE DTV TABLE OF ALLOTMENTS
WTVT-DT - MILWAUKEE, WISCONSIN
DTV - CH. 61, 850 kW, ERP; 302.4 M HAAT**

Prepared for: WTVT LICENSEE, INC.

I am an Engineer, an employee in the firm of Carl T. Jones Corporation, with offices located in Springfield, Virginia. My education and experience are a matter of record with the Federal Communications Commission.

GENERAL

WTVT Licensee, Inc. licensee of WTVT(TV), Channel 18, Milwaukee, Wisconsin, and permittee of the paired Digital Television Allotment for WTVT-DT, Channel 61, has authorized this office to prepare this statement, and associated exhibits as part of a Petition For Partial Reconsideration of the DTV Table of Allotments. It is requested herein to correct the FCC antenna identification number to reflect the correct pattern for the WTVT-DT facility on its post-transition channel, and to adjust the effective radiated power based upon an appropriate interference analysis utilizing the corrected antenna pattern.

TECHNICAL FACILITY AS REFLECTED IN THE DTV TABLE OF ALLOTMENTS

The Seventh Report and Order and Eighth Further NPRM (MB Docket 87-268) includes the recently adopted DTV Table of Allotments, that identifies the specific technical facilities at which the Commission has proposed to allow DTV stations to operate after the DTV transition. The facilities included in the DTV Table of Allotments are those for which broadcasters were required by the Commission to certify a specific coverage area based upon their ability to “build out” to the level of checklist or maximized facilities as reflected in their FCC authorizations. WVTV Licensee, Inc. understands its obligations under the Commission’s policy that broadcasters’ final facilities must cover their certified coverage area as approved by the Commission. Further, the permittee of WVTV-DT wishes to avoid loss of any current coverage area of either its digital or analog facilities based on the inclusion of an incorrect antenna pattern or ERP in the DTV Table of Allotments.

WVTV-DT, Milwaukee, Wisconsin has an outstanding Construction Permit and Application for License to Cover on file to operate on Channel 61 at 850 kW ERP, 302.4 m HAAT on a directional transmitting antenna, FCC File Number BMPCDT-20011002AAC. However, because the initial DTV Allotment was “out-of-core,” WVTV-DT has selected its analog Channel 18 to be utilized by its ultimate post-transition facility. The Seventh Further Notice shows WVTV-DT as authorized to operate at 368 kW ERP at 302 m HAAT on Channel 18, utilizing a directional pattern indicated as FCC Antenna Identification Number 74698, which is a theoretical pattern created by the Commission based upon dipole factor

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calculations. The license of the existing analog facility of WVTV(TV) reflects the use of FCC Antenna Identification Number 20546, which refers to actual specifications of its existing antenna, a RCA Model ODD870202LJ, and this differs significantly from the pattern reflected in the DTV Table of Allotments. Therefore, it is erroneous for the DTV Table of Allotments to reflect the use of FCC Antenna Identification Number 74698 by WVTV-DT on Channel 18.

Further, the permittee of WVTV-DT believes that on the statutory date of the DTV transition, it would be best to immediately switch to digital use of the antenna currently utilized by its analog facility, as this will be least likely to result in a potentially lengthy disruption of television service to the public which would be caused if the existing Channel 18 analog antenna were removed from the tower so that a new Channel 18 antenna could be installed. Therefore, instead of reflecting the use of FCC Antenna Identification Number 74698 by WVTV-DT on Channel 18, the Table should reflect the use of FCC Antenna Identification Number 20546, because this is the actual pattern reflected in the current analog License of WVTV(TV), FCC File Number BLCT-19870804KE, presently operating on Channel 18, rather than a theoretical pattern based upon dipole factor calculations in regards to a directional antenna designed for use on a different, out-of-core channel.

The permittee of WVTV-DT seeks leave to file a supplemental technical statement to request an appropriate adjustment to the effective radiated power reflected in the DTV Table of Allotments based upon further study of the facility based on use of the appropriate

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antenna pattern, FCC ID Number 20546, and considering other factors relevant to DTV coverage areas and analysis of interference to other stations.

SUMMARY

It is submitted that the proposal described herein complies with the Rules and Regulations of the Federal Communications Commission. This statement and the attached exhibits were prepared by me or under my direct supervision and are believed to be true and correct to the best of my knowledge and belief.

Dated: October 26, 2007


John E. Hidle, Jr.